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DAVE LANG
CLERK CIRCUIT COURT
LEON COUNTY, FLORIDA

IN THE SECOND JUDICIAL
CIRCUIT OF FLORIDA

OFFICE OF THE CHIEF JUDGE

ADMINISTRATIVE ORDER NO. 92-06

IN RE APPOINTMENT OF PROSECUTING ATTORNEYS

WHEREAS, Rule 3.840, Florida Rules of Criminal Procedure provides for the appointment of members of Florida Bar to act as a prosecuting attorney for indirect criminal contempt proceedings; and

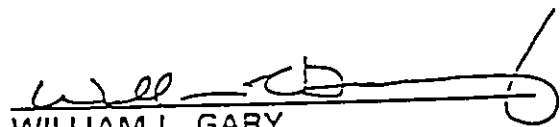
WHEREAS, there have been recent instances where a conflict has been certified by a family law judge in cases of indirect criminal contempt for domestic and repeat violence injunctions which resulted in a need for the appointment of a prosecuting attorney, other than the state attorney, and

WHEREAS, there is a need for an administrative procedure to effectuate the appointment of prosecuting attorneys in the Second Judicial Circuit, it is therefore,

ORDERED THAT

- 1 The Chief Judge of the Second Judicial Circuit shall appoint from the membership of the Florida Bar, members to serve as prosecuting attorneys in those cases in which the State Attorney has declared that a conflict exists which will preclude their prosecution in that particular case.
2. The Court Administrator's Office will be responsible for assigning, on a rotating basis, from the list of persons appointed by the Chief Judge to serve as prosecuting attorneys
- 3 Prosecuting attorneys shall be compensated on a flat fee basis of \$200 per case, payable by the County in which the case originated.

DONE AND ORDERED in Chambers, in Tallahassee, Leon County, Florida this
28th day of November, 1992


WILLIAM L GARY
CHIEF JUDGE

1 MANDATORY PARENTING CLASS:

A All parties to a (1) Dissolution of Marriage action with minor child(ren), (2) a Paternity action, or (3) a Modification of a Final Judgement action involving shared parental responsibilities, custody, or visitation shall attend the Leon County Schools, Adult and Community Education class on "Children and Divorce" or another approved parenting class prior to the mediation session required by Administrative Order 92-1. If the action is settled prior to attending mediation or is uncontested the parties shall attend the Parenting Class prior to the entry by the Court of a Final Judgement or Order Modifying the Final Judgement.

B. The Court may, by separate Order, require parties to an Enforcement action involving shared parental responsibilities, custody, visitation or any other issue involving the child(ren) to attend the Leon County Schools, Adult and Community Education class on "Children and Divorce" or another approved parenting class

C All parties required to comply with the provisions of this Administrative Order shall file proof of compliance with the Court prior to the entry of the Final Judgement or Order Modifying the Final Judgement.

2. EXCEPTIONS:

A Any Party who has attended the Leon County Schools, Adult and Community Education class on "Children and Divorce" or another approved parenting class within the previous year shall be exempt from the provisions of paragraphs 1 A, 1 B and 1 C

B Any Party may apply to the Court for a waiver of the provisions of paragraphs 1 A or 1.B, for good cause shown

3 SANCTIONS:


A Any Party who fails to file proof of compliance or attend the Leon County Schools, Adult and Community Education class on "Children and Divorce" or another approved parenting class as required by this Administrative Order may be denied times of shared parental responsibilities with the child(ren) or visitation with the child(ren) or otherwise sanctioned as the Court deems appropriate under the circumstances

4 This Administrative Order shall have an effective date of January 1, 1993

DONE and ORDERED this 7th day of December, 1992


GEORGE S. REYNOLDS, III
CIRCUIT JUDGE


J. LEWIS HALL, JR
CIRCUIT JUDGE


WILLIAM L. GARY
CHIEF JUDGE

